

FILED IN THE
UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII

DEC 17 2012

at 4 o'clock and 3 min. PM.
SUE BEITIA, CLERK

Jacqueline Agnes Claxton
Movant, *Pro Se*
No. 11228-022
SPC Dublin
5675 8th Street, Camp Parks
Dublin, California 94568

UNITED STATES DISTRICT COURT
DISTRICT OF HAWAII
HAWAII DIVISION

JACQUELINE AGNES CLAXTON,

Movant,

v.

UNITED STATES OF AMERICA,

Respondent.

USDC Case No. 1:12-CV-0433

USDC Case No. 1:10-CR-0108-1

Hon. J. Michael Seabright
United States District Judge

**MOVANT'S *PRO SE* MOTION AND REQUEST FOR LEAVE TO FILE
TRAVERSE IN REPLY TO GOVERNMENT'S RESPONSE IN OPPOSITION
TO MOTION TO VACATE PURSUANT TO 28 U.S.C. § 2255**

COMES NOW JACQUELINE AGNES CLAXTON, Movant *pro se*, in the above styled and numbered cause and respectfully moves before this Court for entry of an Order Granting the relief requested as is hereinabove set forth and described in all respects.

IN SUPPORT THEREOF, Movant would show the Court the following facts, and circumstances:

I.

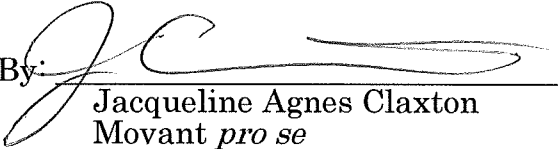
On or about July 31, 2012, Movant ("Claxton") timely filed her Motion to Vacate via the provisions of 28 U.S.C. §2255 ("§2255") (Doc #90). After a lengthy extension and waiver of attorney-client privilege motions were granted (Doc # 94 & #96-#98), the Government has timely filed it's Answer in Opposition on November 29, 2012 (Doc #99). As such, Claxton respectfully moves before this Court for leave to file a Traverse in Reply to the Government's Response in Opposition.

1 However, because she is proceeding *pro se*, is not formally trained in the law,
2 nor has she unencumbered access to the prison law library, Claxton seeks 45-60 days
3 from entry of an Order granting her request within which to timely file her Traverse
4 in Reply. Movant assures the Court that the instant motion is not for the purposes of
5 delay but instead, to provide this Court with an appropriate record and pleadings upon
6 which to base its decision..

7 WHEREFORE, premises considered and for good cause shown, Movant
8 JACQUELINE AGNES CLAXTON requests that the Motion as is hereinabove set forth
9 and described be in all things GRANTED.

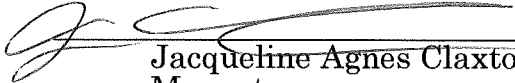
10 Dated: December 13, 2012

Respectfully submitted,

11 By: 
12 Jacqueline Agnes Claxton
13 Movant *pro se*
14 Reg. No. 11228-022
15 SPC Dublin
16 5675 8th St., Camp Parks
17 Dublin, CA 94568
18

19 DECLARATION

20 I Jacqueline Agnes Claxton, herein declare under penalty of perjury that I am
21 the Movant *pro se* in the above stated matter and that the foregoing is true and correct
22 based upon information and belief and not willfully false. I make this declaration
23 pursuant to 28 U.S.C. §1746 this 13 day of December, 2012.
24

25 By: 
26 Jacqueline Agnes Claxton
27 Movant *pro se*
28

CERTIFICATE OF SERVICE

I herein certify that a true and correct copy of the foregoing was sent via first class United States mail with postage prepaid and affixed thereon this 13 day of December, 2012 to: Office of the U.S. Attorney, District of Hawaii, Attn: Thomas Muehleck, AUSA, at 300 Ala Moana Blvd., Suite 6100, Honolulu, HI 96850.

By: 

Jacqueline Agnes Claxton
Movant *pro se*
Reg. No. 11228-022
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5675 8th St., Camp Parks
Dublin, CA 94568